

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Lynn Adams *et al.*

Serial No. 09/914,213

Filed: December 17, 2001

) Attorney Docket No. 003037.00003
)
) Group Art Unit: 1646
)
) Examiner: Dong Jiang
)

For: ENHANCERS OF CFTR CHLORIDE CHANNEL FUNCTION

RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This paper is responsive to the Restriction Requirement mailed August 27, 2003, (Paper # 5). A petition for a one-month extension of time accompanies this response. No other fee is believed due. However, should any additional fee be required, please charge our Deposit Account No. 19-0733.

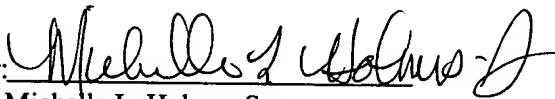
Applicants elect for prosecution Group III (claims 8-14, 18, 21-27, 31, and 34) directed to a method of activating a CFTR protein using a polypeptide comprising a portion of CFTR protein.

Applicants believe that no election of species is required. The species from which election is required are SEQ ID NO:3, SEQ ID NO:4, and SEQ ID NO:5. These are the amino acid sequence of membrane-penetrating peptides. However, none of the claims placed in Group III require use of a polypeptide that comprises a portion of CFTR protein and a membrane-penetrating polypeptide. In addition, claims 3-6, indicated in the restriction requirement as corresponding to the species, have been placed in Group II and not Group III.

A timely response and prosecution on the merits is respectfully requested.

Respectfully submitted,

Dated: October 27, 2003

By: 
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